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To: Petition Facsimile Number – United States Patent and Trademark Office

From: Vangelis Economou

Fax: 571-273-0025

Pages: 14 pgs (including cover)

Phone:

Date: September 27, 2005

Re: U.S. Serial No. 09/981,145

Ref: 40199-10010

☐ **Urgent** ☐ **For Review** ☐ **Please Comment** ☐ **Please Reply** ☐ **Please Recycle**

● **Comments:**

Please see attached.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: David H. DaCosta et al. Confirmation No. 6199
Appl. No.: 09/981,145
Filed: October 16, 2001
Title: Fuel Gauge for Hydrogen Storage Media
Grp./A.U.: 2856
Examiner: Wilson, Katina M.
Issue Fee Due Date: July 6, 2005
Docket No. 40199-10010

Certification under 37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being transmitted by facsimile to the United States Patent and Trademark Office, Office of Petition, at the following facsimile number: (571) 273-0025, and addressed to Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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**PETITION FOR WITHDRAWAL FROM ISSUE-ISSUE FEE PAID –
TO PERMIT CONSIDERATION OF AN INFORMATION DISCLOSURE
STATEMENT UNDER § 1.97 SUBMITTED WITH A REQUEST FOR
CONTINUED EXAMINATION (37 C.F.R. § 1.313 (C)(2))**

Sir:

PETITION

1. Applicants hereby petition for the withdrawal of this application from issue.

PATENT ISSUE FEE

2. The issue fee for this case was paid on March 23, 2004. The application is scheduled to issue in the near future. An Issue Notification was mailed on September 21, 2005, but has not yet been received by Applicant's undersigned attorney.

10/03/2005 AKELLEY 00000065 500503 09981145

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In re Appln. of David H. DaCosta et al.
Appl. No.: 09/981,145
Atty. Docket No. 40199-10010

REASON(S) FOR WITHDRAWAL REQUEST

3. This is a second Petition to Withdraw from issuance in this application, and was necessitated by the receipt within the last two days of the search and examination report from the Chinese Patent Office, which cited references have not been considered by the USPTO.
4. The reasons for withdrawal from issue of this application is for consideration of an Information Disclosure Statement submitted concurrently with the accompanying request for continued examination application under 37 C.F.R. § 1.313(c)(2).

FILING OF REQUEST FOR CONTINUED EXAMINATION AND IDS

5. Submitted concurrently herewith is a Request for Continued Examination being filed on the same date as this petition, and the Information Disclosure Statement.

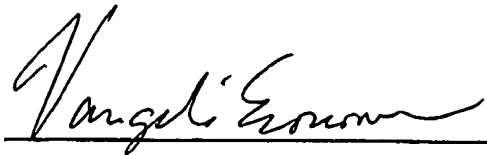
PETITION FEES (37 C.F.R. § 1.17(h))

6. The petition fee set forth in § 1.17(h), required by 37 C.F.R. § 1.313(a), is paid by authorization to charge the amount of \$130.00 to Deposit Account No. 50-0503 and to charge

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any additional fees required by this paper or credit any overpayment in the manner authorized above.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Vangelis Economou", written over a horizontal line.

Vangelis Economou, Reg. No. 32,341
Attorney for Applicant

September 27, 2005

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